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| | Application Number | | 10764788 |
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| | Filing Date | | 2004-01-26 |
| | Art Unit | | ird L. Gibbs |
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| | | | r L. MacArthur |
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| | 1 | 0383343 | А | 1888-05-22 | Coker | |
| | 2 | 0426558 | А | 1890-04-29 | Dithridge | |
| | 3 | 0991603 | A | 1911-05-09 | Brooks | |
| | 4 | 2251967 | А | 1941-08-12 | Yoder | |
| | 5 | 3342007 | А | 1967-09-19 | Merson | |
| | 6 | 3698224 | A | 1972-10-17 | Saytes | |
| | 7 | 4047355 | A | 1977-09-13 | Knorr | |
| | 8 | 4246737 | А | 1981-01-27 | Elicart et al. | |

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| 9 | 4455806 | А | 1984-06-26 | Rice | |
|----|---------|----|------------|-----------------|--|
| 10 | 5275382 | А | 1994-01-04 | Charbaut et al. | |
| 11 | 5860636 | A | 1999-01-19 | Duncan et al. | |
| 12 | 6141926 | A | 2000-11-07 | Rossiter et al. | |
| 13 | 6226849 | B1 | 2001-05-08 | Beck et al. | |
| 14 | 6545246 | B2 | 2003-04-08 | Kummle | |
| 15 | 6848230 | B2 | 2005-02-01 | Kopish | |
| 16 | 6874765 | B2 | 2005-04-05 | Deeley | |
| 17 | 2520313 | A | 1950-08-29 | Hamis | |
| 18 | 2919113 | A | 1959-12-29 | Cofield | |
| 19 | 3370836 | А | 1968-02-27 | Ashworth et al. | |

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|----------------------|------------|---|------------------------------|-----------------|---------------|----------------------------------|--------------------|---|--|---------------------|----|
| | 20 | 4369953 | A | 1983-0 | 1-25 | Greiner et al. | | | | | |
| | 21 | 6672569 | B2 | 2004-0 | 1-06 | Deeley | | | | | |
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| | 1 | 704320 | FR | | | 1931-05-18 | Manufax | - 1 | Figure 3 sho beam structumember | | |
| | 2 | 1539118 | FR | | | 1968-09-13 | Rauscher | | lat flanges o | iral n round and | - |
| | 3 | 1232494 | GB | | A1 | 1971-05-19 | Saytes | | | | |
| | 4 | 2372296 | FR | | A1 | 1978-06-23 | Arga | | Figures 4 an round fence ongitudinal protrusion | post with a | |

| | 5 | 1551154 | GB | A1 | 1979-08-22 | Rall | | П | |
|--|----|----------|----|----|------------|------------|---|---|--|
| | | 1.001121 | | | | | | | |
| | 6 | 172075 | EP | A1 | 1986-02-19 | Joguet | Fence post is formed from a sheet metal strip to form a hollow triangular prism. The prism is extended by a | | |
| | 7 | 282269 | EP | B1 | 1991-01-23 | Demarest | | | |
| | 8 | 443441 | EP | ві | 1994-03-09 | Schmelzer | Figures 1-4 show a fence having posts characterized by a web and opposed flanges. One flange is box- | | |
| | 9 | 2722820 | FR | A1 | 1996-01-26 | Gaultier | Hollow posts formed from metal strip. Edges of strip are folded over each other to lock them together. | | |
| | 10 | 9703266 | wo | A1 | 1997-01-30 | Matthews | | | |
| | 11 | 935038 | EP | A1 | 1999-08-11 | Delporte | | | |
| | 12 | 949395 | EP | A2 | 1999-10-13 | Vicario | | | |
| | 13 | 1684650 | DE | | 1969-10-16 | ECE | (English translation attached to ref. copy) | | |
| | 14 | 1684647 | DE | | 1969-12-04 | ECE | (English translation attached to ref. copy) | | |
| | 15 | 1709153 | DE | | 1970-07-16 | Zimmermann | (English translation attached to ref. copy) | | |

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| | 1 | BRITISH STANDARDS INSTITUTE, "BS 1722, Part 12, Specification for Steel Palisace Fences", publish United Kingdom, all pages | hed 1999, | |
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